

87th Legislative Session – 2012

Committee: Senate Health and Human Services

Friday, January 20, 2012

P - Present
E - Excused
A - Absent

Roll Call

P Bradford
P Holien
P Krebs
P Rampelberg
P Schlekeway
P Kraus, Vice-Chair
P Hunhoff (Jean), Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Jean Hunhoff, Chair.

MOTION: TO APPROVE THE MINUTES OF FRIDAY, JANUARY 13, 2012

Moved by: Kraus
Second by: Holien
Action: Prevailed by voice vote.

INFANT MORTALITY STUDY:

First Lady Linda Daugaard, Office of the Governor (Handouts #1, #2, #3, #4, #5)
Doneen Hollingsworth, Secretary, Department of Health
Mary Milroy, MD, Yankton

SB 6: authorize criminal background checks for various state employees.

Presented by: Jeff Bloomberg, Bureau of Personnel
Proponents: Brian Zeeb, Office of Attorney General
Lynne Valenti, Department of Social Services

MOTION: AMEND SB 6

6ja

On page 3, after line 12 of the printed bill, insert:

"

Section 4. That chapter 27B-3 be amended by adding thereto a NEW SECTION to read as follows:

Each person hired as an employee at the South Dakota Developmental Center, whose primary duties include patient care or supervision, shall submit to a criminal background investigation, by means of fingerprint checks by the Division of Criminal Investigation and the Federal Bureau of Investigation. The Developmental Center shall submit completed fingerprint cards to the Division of Criminal Investigation before the prospective new employee enters into service. If no disqualifying record is identified at the state level, the fingerprints shall be forwarded by the Division of Criminal Investigation to the Federal Bureau of Investigation for a national criminal history record check. Any person whose employment is subject to the requirements of this section may enter into service on a temporary basis pending receipt of results of the criminal background investigation. The Developmental Center may, without liability, withdraw its offer of employment or terminate the temporary employment without notice if the report reveals a disqualifying record. Any person whose employment is subject to the requirements of this section shall pay any fees charged for the criminal record check."

Moved by: Kraus
Second by: Krebs
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Bradford, Holien, Krebs, Rampelberg, Schlekeway, Kraus, Hunhoff (Jean)

MOTION: DO PASS SB 6 AS AMENDED

Moved by: Kraus
Second by: Holien
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Bradford, Holien, Krebs, Rampelberg, Schlekeway, Kraus, Hunhoff (Jean)

MOTION: PLACE SB 6 ON CONSENT CALENDAR

Moved by: Kraus

Action: Withdrawn.

SB 24: require certain applicants for licensure as a health professional or a licensee who is the subject of a disciplinary investigation to submit to a state and federal criminal background check.

Presented by: Gloria Damgaard, SD Board of Nursing
Proponents: Mark Deak, SD Health Care Association
Dean Krogman, SD State Medical Association

MOTION: DO PASS SB 24

Moved by: Kraus
Second by: Schlekeway
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Bradford, Holien, Krebs, Rampelberg, Schlekeway, Kraus, Hunhoff (Jean)

MOTION: PLACE SB 24 ON CONSENT CALENDAR

Moved by: Kraus
Second by: Holien
Action: Failed by voice vote.

MOTION: ADJOURN

Moved by: Schlekeway
Second by: Rampelberg
Action: Prevailed by voice vote.

Cindy Louder
Committee Secretary

Jean M. Hunhoff, Chair

Committee Agenda

Committee: Senate Local Government
Room: 412
Date: Friday, January 20, 2012
Time: 8:00 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

SB 40 **permit a county to authorize temporary fencing within rights-of-way subject to its jurisdiction.**

The Committee on Judiciary at the request of the Office of the Attorney General

SB 58 **revise certain provisions concerning elections conducted at voting centers and to declare an emergency.**

Senators Schlekeway, Bradford, Buhl, Frerichs, Gray, Haverly, Heineman, Holien, Hunhoff (Jean), Juhnke, Novstrup (Al), Olson (Russell), Peters, Rempelberg, and Rhoden and Representatives Kirkeby, Abdallah, Boomgarden, Deelstra, Fargen, Hansen (Jon), Hickey, Hoffman, Kopp, Lucas, Lust, Olson (Betty), Rausch, Sly, Tulson, Turbiville, Verchio, Wick, and Willadsen

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

TODD SCHLEKEWAY, Chair

87th Legislative Session – 2012

Committee: Senate State Affairs

Friday, January 20, 2012

P - Present
E - Excused
A - Absent

Roll Call

P Rhoden, Chair
P Olson (Russell), Vice-Chair
P Adelstein
E Cutler
P Gray
P Johnston
P Rave
P Tieszen
P Frerichs

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Larry Rhoden, Chair.

MOTION: CONFIRM APPOINTMENT OF BOB L. SUTTON OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY

Moved by: Adelstein
Second by: Rave
Action: Prevailed by roll call vote. (7-0-2-0)

Voting Yes: Rhoden, Olson (Russell), Adelstein, Gray, Johnston, Rave, Tieszen

Excused: Cutler, Frerichs

MOTION: PLACE THE APPOINTMENT OF BOB L. SUTTON OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY ON CONSENT CALENDAR

Moved by: Olson (Russell)
Second by: Rave
Action: Prevailed by voice vote.

MOTION: CONFIRM APPOINTMENT OF MICHAEL S. BENDER OF MINNEHAHA COUNTY, SIOUX FALLS, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY

Moved by: Johnston
Second by: Olson (Russell)
Action: Prevailed by roll call vote. (7-0-2-0)

Voting Yes: Rhoden, Olson (Russell), Adelstein, Gray, Johnston, Rave, Tieszen

Excused: Cutler, Frerichs

MOTION: PLACE THE APPOINTMENT OF MICHAEL S. BENDER OF MINNEHAHA COUNTY, SIOUX FALLS, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY ON CONSENT CALENDAR

Moved by: Johnston
Second by: Tieszen
Action: Prevailed by voice vote.

MOTION: CONFIRM APPOINTMENT OF PATRICK J. BURCHILL OF PENNINGTON COUNTY, RAPID CITY, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY

Moved by: Adelstein
Second by: Tieszen
Action: Prevailed by roll call vote. (7-0-2-0)

Voting Yes: Rhoden, Olson (Russell), Adelstein, Gray, Johnston, Rave, Tieszen

Excused: Cutler, Frerichs

MOTION: PLACE THE APPOINTMENT OF PATRICK J. BURCHILL OF PENNINGTON COUNTY, RAPID CITY, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY ON CONSENT CALENDAR

Moved by: Adelstein
Second by: Johnston

Action: Prevailed by voice vote.

MOTION: CONFIRM APPOINTMENT OF KENNETH J. MCNENNY OF MEADE COUNTY, STURGIS, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY

Moved by: Gray

Second by: Rave

Action: Prevailed by roll call vote. (6-0-3-0)

Voting Yes: Rhoden, Adelstein, Gray, Johnston, Rave, Tieszen

Excused: Olson (Russell), Cutler, Frerichs

MOTION: PLACE THE APPOINTMENT OF KENNETH J. MCNENNY OF MEADE COUNTY, STURGIS, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY ON CONSENT CALENDAR

Moved by: Gray

Second by: Johnston

Action: Prevailed by voice vote.

MOTION: CONFIRM APPOINTMENT OF KENT E. MUNDON OF PENNINGTON COUNTY, RAPID CITY, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY

Moved by: Adelstein

Second by: Johnston

Action: Prevailed by roll call vote. (7-0-2-0)

Voting Yes: Rhoden, Adelstein, Gray, Johnston, Rave, Tieszen, Frerichs

Excused: Olson (Russell), Cutler

MOTION: PLACE THE APPOINTMENT OF KENT E. MUNDON OF PENNINGTON COUNTY, RAPID CITY, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY ON CONSENT CALENDAR

Moved by: Rave

Second by: Adelstein

Action: Prevailed by voice vote.

SB 19: revise the rule-making authority of the Commission on Gaming to allow the commission to authorize the executive secretary of the Commission on Gaming to take certain actions on gaming licensees.

Presented by: Larry Eliason, SD Commission on Gaming
Proponents: Senator Thomas Nelson
Lorin Pankratz, Deadwood Economic Development

MOTION: DO PASS SB 19

Moved by: Rave
Second by: Frerichs
Action: Prevailed by roll call vote. (6-1-2-0)

Voting Yes: Rhoden, Adelstein, Gray, Johnston, Rave, Frerichs

Voting No: Tieszen

Excused: Olson (Russell), Cutler

SB 56: revise and repeal certain provisions relating to the South Dakota Housing Development Authority.

Presented by: Mark Lauseng, SD Housing Development Authority

MOTION: DO PASS SB 56

Moved by: Johnston
Second by: Rave
Action: Prevailed by roll call vote. (7-0-2-0)

Voting Yes: Rhoden, Adelstein, Gray, Johnston, Rave, Tieszen, Frerichs

Excused: Olson (Russell), Cutler

MOTION: PLACE SB 56 ON CONSENT CALENDAR

Moved by: Gray
Second by: Rave
Action: Prevailed by voice vote.

SB 57: revise and repeal certain administrative rules relating to the South Dakota

Housing Development Authority.

Presented by: Mark Lauseng, SD Housing Development Authority

MOTION: DO PASS SB 57

Moved by: Rave

Second by: Johnston

Action: Prevailed by roll call vote. (7-0-2-0)

Voting Yes: Rhoden, Adelstein, Gray, Johnston, Rave, Tieszen, Frerichs

Excused: Olson (Russell), Cutler

MOTION: ADJOURN

Moved by: Johnston

Second by: Adelstein

Action: Prevailed by voice vote.

Kay Johnson
Committee Secretary

Larry Rhoden, Chair

87th Legislative Session – 2012

Committee: Senate Taxation

Friday, January 20, 2012

P - Present
E - Excused
A - Absent

Roll Call

P Fryslie
P Hundstad
E Maher
P Nelson (Tom)
P Nygaard
E Lederman, Vice-Chair
P Hansen (Tom), Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by chair, Senator Tom Hansen.

MOTION: TO APPROVE THE MINUTES OF FRIDAY, JANUARY 13TH

Moved by: Nygaard
Second by: Fryslie
Action: Prevailed by voice vote.

SB 1: increase the excise tax on boats.

MOTION: DEFER SB 1 TO THE 41ST LEGISLATIVE DAY

Moved by: Nygaard
Second by: Nelson (Tom)
Action: Prevailed by roll call vote. (5-0-2-0)

Voting Yes: Fryslie, Hundstad, Nelson (Tom), Nygaard, Hansen (Tom)

Excused: Maher, Lederman

SB 49: revise the property tax levies for the general fund of a school district.

THE CHAIR DEFERRED SB 49 UNTIL WEDNESDAY, JANUARY 25TH

MOTION: REMOVE SB 20 FROM THE TABLE AND BE ON THE AGENDA MONDAY, JANUARY 23

Moved by: Nelson (Tom)

Second by: Nygaard

Action: Prevailed by roll call vote. (4-1-2-0)

Voting Yes: Fryslie, Nelson (Tom), Nygaard, Hansen (Tom)

Voting No: Hundstad

Excused: Maher, Lederman

MOTION: ADJOURN

Moved by: Nygaard

Second by: Nelson (Tom)

Action: Prevailed by voice vote.

Lois Henry
Committee Secretary

Tom Hansen, Chair

Committee Agenda

Committee: Senate Transportation
Room: 423
Date: Friday, January 20, 2012
Time: 8:30 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

SB 3 **revise the composition of the state trunk highway system.**
The Committee on Transportation at the request of the Department of Transportation

SB 55 **update certain provisions pertaining to motor carrier safety and transportation of hazardous materials.**
The Committee on Transportation at the request of the Department of Public Safety

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

MIKE VEHLER, Chair